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TO: Mailstop Amendment  
Commissioner for Patents  
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DATE/TIME: November 13, 2004

3 Pages (including cover sheet)

**RE: Response to Restriction Requirement**

Application Number:	10/619,955
Attorney Docket:	BRI/026
Filing Date:	7/15/2003
First Named Inventor:	David T. Jennings III
Title:	Status Flags in a System of Electronic Pyrotechnic Devices Such as Electronic Detonators
Examiner:	Jack W. Keith
Art Unit:	3641

Attached are:

- Amendment & Response to Restriction Requirement

**Certificate of Transmission under 37 CFR 1.8**

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S.N. 10/619,955

NOV 14 2004

Docket BRI/026

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>1<sup>st</sup> Named Inventor:</b> David T. Jennings III	<b>Group Art Unit:</b>
<b>Serial No.:</b> 10/619,955	<b>3641</b>
<b>Filed:</b> 7/15/2003	
<b>Title:</b> Status Flags in a System of Electronic Pyrotechnic Devices Such as Electronic Detonators	<b>Examiner:</b> Jack W. Keith

RESPONSE TO RESTRICTION REQUIREMENT

Mailstop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the Office Action of November 5, 2004, the restriction requirement is traversed because it is submitted that MPEP 806.05(e) is not satisfied. First, the process as claimed can not be practiced by the cited Boucher (6,584,907) apparatus, which appears incompatible with step d) of method claim 1 (i.e., during the firing sequence, setting one or more status flags high). Second, there does not appear to be any reasonable basis for classifying the claims of group I in a different class than those of group II. Subclasses 200 and 206 of class 102 each apply to process and apparatus, and no plausible basis appears on which to distinguish the claim groups with respect to the actual definitions of the subclasses provided in the MPEP manual of classification.

Certificate of Transmission under 37 CFR 1.8

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Signed: Thomas J. Brindisi  
 Thomas J. Brindisi

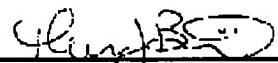
S.N. 10/619,955

Docket BRI/026

It is therefore submitted that the restriction requirement has been convincingly traversed, shifting the burden to the Examiner to provide a viable basis or withdraw the requirement per MPEP 806.05(e). Pending withdrawal of the requirement, group 11 reinstatement at such time as pertinent linking claims are found allowable. It is believed that no fees are due with the present response, but if any fees are required, it is hereby requested that such fees be charged to the undersigned's Deposit Account No. 502502.

Respectfully submitted,

Dated: November 13, 2004

  
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